

TITLE 35
FENCES

CHAPTER 2
INCLOSURES OF RESERVOIRS AND DUMPS

35-201. QUARTZ MILLS -- RESERVOIRS AND DUMPS TO BE INCLOSED. The owner or operator of any quartz mill must inclose with a good and substantial fence, sufficient to turn stock, all reservoirs and dumps or other material, known to contain that which is injurious to the health of stock.

[(35-201) 1872, p. 61, sec. 1; am. R.S., sec. 1335; reen. R.C. & C.L., sec. 1276; C.S., sec. 1968; I.C.A., sec. 34-201.]

35-202. LIABILITY FOR FAILURE TO INCLOSE. Every person who fails to comply with the provisions of section [35-201](#) is liable to the owner of any stock injured by drinking the water or acids that flow from such mill, in twice the damage sustained.

[(35-202) 1872, p. 61, sec. 2; am. R.S., sec. 1336; reen. R.C. & C.L., sec. 1277; C.S., sec. 1969; I.C.A., sec. 34-202.]